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9 Attorneys for IRWIN UNION BANK AND
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10 EQUITY CORPORATION

11
12 **UNITED STATES DISTRICT COURT**

13 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**
14

15 IRWIN UNION BANK AND TRUST
COMPANY and IRWIN HOME EQUITY
16 CORPORATION,

17 Plaintiffs,

18 vs.

19 FREEDOM MORTGAGE CORPORATION,

20 Defendant.
21

CASE NO. C08-00472 PJH

**STIPULATION AND ORDER
CONTINUING HEARING DATE ON
MOTION OF DEFENDANT FREEDOM
MORTGAGE CORPORATION TO
DISMISS OR STAY ACTION AND FOR
AN ORDER COMPELLING
ARBITRATION**

Date: April 23, 2008
Time: 9:00 a.m.
Crtrm: 3

22 Plaintiffs Irwin Union Bank and Trust Company and Irwin Home Equity Corporation
23 ("Irwin") and defendant Freedom Mortgage Corporation ("Freedom") pursuant to Local Rule 6-
24 1(b), stipulate and request a postponement of the hearing date on defendant Freedom Mortgage
25 Corporation's previously filed Motion to Dismiss or Stay Action and For an Order Compelling
26 Arbitration.

27 1. In order that Irwin may fully consider its response to Freedom's motion to compel
28

1 arbitration, the parties hereby stipulate that the hearing on the motion, previously set for April 23,
2 2008, should be continued to April 30, 2008, or the first motion date thereafter that is convenient
3 to the Court.

4 2. Based on the requested April 30, 2008 motion date, Irwin's opposition would be
5 due on April 9, 2008, and Freedom's reply would be due on April 16, 2008.

7 DATED: March 26, 2008

COOPER, WHITE & COOPER LLP

9 By:

Stephen Kaus

Attorneys for IRWIN UNION BANK AND
TRUST COMPANY and IRWIN HOME
EQUITY CORPORATION

13 DATED: March 26, 2008

BUTY & CURLIANO LLP

15 By:

for Jason J. Curliano

Attorneys for FREEDOM MORTGAGE
CORPORATION

ORDER

18 Pursuant to this Stipulation IT IS SO ORDERED.

20 Dated: March 28, 2008

Honora

United S

Judge Phyllis J. Hamilton